

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT TRANSMITTAL FORM

Applicants: Kaye et al.

Serial No.: 10/782,370

Filed: February 18, 2004

For: A BRASSIERE HAVING A SPACER FABRIC AND A METHOD OF  
MAKING THE SAME

Art Unit: 3765

Examiner: Gloria Hale

Confirmation No.: 3571

Customer No.: 27623

Attorney Docket No.: 486.0046USU

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

We are enclosing:

1. Information Disclosure Statement;
2. PTO Form 1449;
3. Transmittal letter in duplicate; and
4. Postcard.

Please charge \$180.00 and any additional fees or credit any such fees, if necessary to Deposit Account 01-0467 in the name of Ohlandt, Greeley, Ruggiero & Perle. A duplicate copy of this sheet is attached.

Respectfully submitted,



Charles N.J. Ruggiero  
Reg. No. 28,468  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
One Landmark Square, 10<sup>th</sup> Floor  
Stamford, Connecticut 06901-2682  
(203) 327-4500

Date: January 31, 2005

**CERTIFICATE OF MAILING**

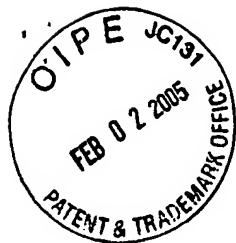
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON JANUARY 31, 2005.

J. Nicole Smith  
NAME

SIGNATURE



January 31, 2005  
DATE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Kaye et al.  
Serial No.: 10/782,370  
Filed: February 18, 2004  
For: A BRASSIERE HAVING A SPACER FABRIC AND A  
METHOD OF MAKING THE SAME  
Art Unit: 3765  
Examiner: Gloria Hale  
Confirmation No.: 3571  
Customer No.: 27623

Attorney Docket No.: 486.0046USU

Date: January 31, 2005

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with applicants' duty of disclosure under 37 C.F.R. §1.56, we are enclosing form PTO-1449 listing information that may be material to the patentability of this application.

Cited in the attached PTO-1449 are U.S. Patents and applications that may be prior art. Pursuant to the waiving of the requirement of 37 CFR 1.98 (a)(2)(i), copies of these U.S. references are not enclosed.

It should be understood that attention has been called to the citations that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed citations and to make the usual careful independent search for other prior art that may be pertinent.

Since this Information Disclosure Statement is being filed after the date of the first Office Action, but before the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, provided that this occurs prior to the final action and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p);

Applicant respectfully requests favorable consideration and that this application be passed to allowance.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles N.J. Ruggiero", is written over the typed name.

Charles N.J. Ruggiero

Reg. No. 28,468

Attorney for Applicant(s)

Ohlandt, Greeley, Ruggiero & Perle, L.L.P.

One Landmark Square, 10th Floor

Stamford, CT 06901-2682

(203) 327-4500

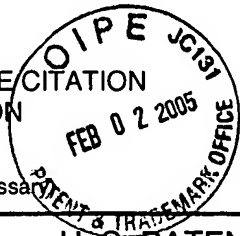
CUSTOMER NO.: 27623

Sheet 1 of 4

FORM PTO-1449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

(Use several sheets if necessary)



Docket Number (Optional)

486.0046USU

Application Number

10/782,370

Applicant

Kaye et al.

Filing Date

February 19, 2004

Group Art Unit

3765

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	507,373	10/24/1893	Lendry			
	1,861,003	5/31/32	Foster			
	2,033,065	3/3/36	Galligan			
	2,301,499	11/10/42	Amyot			
	2,420,575	5/13/47	Treadwell			
	2,429,680	10/28/47	Goddard			
	2,445,767	7/27/48	Dickerson			
	2,482,255	9/20/49	Florsheim, Jr.			
	2,511,641	6/13/50	Kuhn			
	2,524,620	10/3/50	Cadous			
	2,579,365	12/18/51	Conde			
	2,611,898	3/30/52	Laird			
	2,628,928	2/17/53	Cadous			
	2,659,041	5/5/53	Bachmann nee Klee			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

CUSTOMER NO.: 27623

Sheet 2 of 4

<b>FORM PTO-1449</b>  <b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number (Optional)	Application Number
	486.0046USU	10/782,370
	Applicant	
	Kaye et al.	
	Filing Date	Group Art Unit
	February 19, 2004	3765

### U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2,659,085	11/17/53	Ericson			
	2,686,312	8/17/54	Schmidt			
	2,697,832	12/28/54	Stich			
	2,698,940	1/11/55	Dombek			
	2,772,418	12/4/56	Spanel			
	2,793,369	5/28/57	Panighini			
	2,797,415	7/2/57	Spanel et al.			
	2,949,115	8/16/60	Phillips			
	2,992,646	7/18/61	Weinberg			
	3,077,196	2/12/63	Paxton			
	3,101,717	8/27/63	Korman			
	3,187,753	6/8/65	Hershon			
	3,890,987	6/24/75	Nobbs			
	3,981,310	9/21/76	Donaghy			

### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

### OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

CUSTOMER NO.: 27623

Sheet 3 of 4

FORM PTO-1449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number (Optional)

486.0046USU

Application Number

10/782,370

Applicant

Kaye et al.

Filing Date

February 19, 2004

Group Art Unit

3765

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,073,299	2/14/78	Murata			
	5,572,195	2/25/86	Hyams			
	4,983,140	1/8/91	Gimble			
	5,154,659	10/13/92	Gluckin			
	5,244,432	9/14/93	Moy et al.			
	5,385,036	1/31/95	Spillane et al.			
	5,522,892	6/4/96	Lin			
	5,783,277	7/21/98	Rock et al.			
	5,820,443	10/13/98	Burr			
	6,067,660	5/30/00	Contini			
	6,068,538	5/30/00	Alleyne			
	6,080,037	6/27/00	Lee et al.			
	6,110,005	8/29/00	Stephenson et al.			
	6,125,472	10/03/00	Nakagawa			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

CUSTOMER NO.: 27623

Sheet 4 of 4.

<b>FORM PTO-1449</b>  <b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number (Optional) <b>486.0046USU</b>	Application Number <b>10/782,370</b>
	Applicant <b>Kaye et al.</b>	
	Filing Date <b>February 19, 2004</b>	Group Art Unit <b>3766</b>

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,165,045	12/26/00	Miller et al.			
	6,174,217	1/16/01	Judson			
	6,299,505	10/9/01	Huang			
	6,375,537	4/23/02	Janowski			
	6,425,800	7/30/02	Huang			
	6,447,365	9/10/02	Powell et al.			
	D167,497	8/19/52	Conde			
	D168,980	3/3/53	Whitman			
	D287,180	12/16/86	DiTullio			
	D453,409S	2/12/02	Kim			
	D453,410S	2/12/02	Kim			
	US 2002/0124293 A1	12/15/00	Zeiler			
	US 2002/0162161 A1	6/20/02	Zeiler			
	US 2003/0033656 A1	6/20/02	Jaeger			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.